

PATENT . 00382

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Zellner et al.

Group Art Unit: 2151

Examiner:

Serial No.: 09/740,375

Filed: December 19, 2000

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

February 13, 2004

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**GROUP 36** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Commissioner:

70 23 2004 TO 2700 56, Applicants, in accordance with their duty of disclosure pursuant to 37 C.F.R. § 1.56, hereby advise the United States Patent and Trademark Office of the references listed on the accompanying Form PTO/SB/08A Information Disclosure Statement by Applicant (substitute for Form 1449A/PTO). A copy of each of the cited references is herewith enclosed.

> Express Mail Number ER524412146 US Date of Deposit February 13, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1 10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450. Alexandria, VA 22313-1450

PI-1121622 v1 0224285-0085

Applicants note that although the cited references may be relevant to the examination of the above-referenced application, under 37 C.F.R. § 1.97(h), the filing of this Supplemental *Information Disclosure Statement by Applicant* "shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b)."

Applicants further note that the filing of this Supplemental *Information Disclosure*Statement by Applicant is not an admission that the references cited herein constitute prior art under 35 U.S.C. §§ 102-103 with respect to the captioned application.

Pursuant to 37 C.F.R. § 1.97(c)(1), Applicant submits that no fee is necessary for consideration of this Supplemental *Information Disclosure Statement by Applicant* because no item of information contained in this Supplemental *Information Disclosure Statement by Applicant* was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in this Supplemental *Information Disclosure Statement by Applicant* was known to any individual designated in § 1.56(c) more than three months prior to the filing of this Supplemental *Information Disclosure Statement by Applicant*.

Nevertheless, the Commissioner is hereby authorized to charge any additionally required fees necessary for consideration of this Supplemental *Information Disclosure Statement by Applicant* to Account No. 11-1110.

Respectfully submitted,

Mark A. Nuzzo

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PTO/SB/08A (10-0¶)

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for	form 1449A/PT(	)	Ap	plication Number	09/740,375	
				ng Date	December 19, 2000	
INFOF	RMATION	DISCLOSU	RE Fir	st Named Inventor	Zellner	
STATEMENT BY APPLICANT			NT Art	Unit	2151	
			Ex	aminer Name		
(use a	s many shee	ts as necess	ary)			
Sheet	1	of '	Att	orney Docket Number	00382	

U.S. PATENT DOCUMENTS									
Cite Docum	nent Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where					
No. <sup>1</sup> Number - Kin	nd Code <sup>2</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear					
	5,852,775	12/22/1998	Hidary						
	6,259,405	07/10/2001	Stewart et al.						
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Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>	
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Examiner Signature			<u>-</u> .	Date Considered	GROL		3600

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

PI-1121518 v1 0224285-0085

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.